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7
8 **UNITED STATES DISTRICT COURT**
DISTRICT OF NEVADA

9 United States of America,

10 Plaintiff,

11 v.

12 John Matthew Chapman,

13 Defendant.

Case No. 2:20-cr-00091-JCM-DJA

**Unopposed motion for copies of
non-public docket for appellate
purposes**

14
15 Defendant John Matthew Chapman requests the Court issue an order
16 permitting the clerk's office to provide copies of the non-public docket sheet to
17 undersigned counsel, his office, and counsel for the government. The non-public
18 docket is necessary for the parties to assemble and review Mr. Chapman's record for
19 his direct appeal to the Ninth Circuit (No. 24-4939).

20 The non-public docket sheet lists all sealed or restricted documents not
21 viewable on the public docket sheet. The public docket sheet appears to have
22 numerous missing entries, including:
23

- ECF No. 6
- ECF No. 33
- ECF Nos. 35 through 50
- ECF No. 107
- ECF Nos. 109 and 110
- ECF No. 113
- ECF Nos. 125 through 142
- ECF No. 146
- ECF Nos. 149 through 154
- ECF Nos. 156 through 158
- ECF No. 160
- ECF Nos. 164 and 165
- ECF Nos. 170 through 181
- ECF No. 184
- ECF No. 188
- ECF No. 190
- ECF No. 193
- ECF No. 200
- ECF Nos. 203 through 205
- ECF No. 208
- ECF Nos. 210 through 212
- ECF Nos. 216 and 217
- ECF No. 223

- ECF No. 228
- ECF Nos. 230 and 231
- ECF Nos. 233 through 235
- ECF No. 239
- ECF Nos. 245 through 247
- ECF Nos. 249 through 251
- ECF Nos. 253 and 254
- ECF No. 256
- ECF Nos. 259 through 261
- ECF Nos. 267 through 269
- ECF No. 296
- ECF No. 298
- ECF Nos. 300 and 301
- ECF No. 303
- ECF No. 313

Without the non-public docket sheet, the parties cannot determine whether the sealed or restricted documents are potentially relevant to the appeal. Review of the non-public docket sheet will permit the parties to effectively determine which sealed or restricted documents need to be obtained and reviewed for the appeal. If, after reviewing the non-public docket sheet, either party seeks to review certain sealed or restricted documents, the party will request such items with specificity in a separate motion.

1 Access to the non-public docket is, therefore, necessary for counsel to provide
2 constitutionally adequate representation for Mr. Chapman and so the parties can
3 accurately provide and cite the record on appeal. *See* Fed. R. App. P. 10(a); 9th Cir.
4 Rules 10-2(b), 28-2.8, and 30-1; *see also, e.g., United States v. Cramer*, No. 1:16-cr-
5 26, 2020 WL 8920386, at *7 (E.D. Tex. Jan. 30, 2020) (noting grant of unopposed
6 motion to permit inspection and copying of nonpublic docket). Accordingly,
7 undersigned counsel requests the Court order the clerk's office to provide copies of
8 the non-public docket sheet to undersigned counsel, his office, and counsel for the
9 government.

10 The undersigned has contacted counsel for the government, Assistant United
11 States Attorneys Adam Flake and Stephen Rose, and the government does not
12 oppose this motion.

13
14 Dated August 13, 2024.

Respectfully submitted,

15 Rene L. Valladares
16 Federal Public Defender

17 /s/ Jeremy C. Baron
18 Jeremy C. Baron
Assistant Federal Public Defender

19 **IT IS SO ORDERED.**

20 DATED: 8/20/2024

21 
22 _____
23 DANIEL J. ALBREGTS
UNITED STATES MAGISTRATE JUDGE